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SENATE BILL 2082 By
Williams

HOUSE BILL 2043
By Goins

AN ACT to amend Chapter 74 of the Private Acts of 1967, and all acts amendatory thereto, relative to the system of building permits in Claiborne County.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 74 of the Private Acts of 1967, is amended by deleting Section 1 in its entirety and by substituting instead the following:

Section 1. Any person desiring to erect, construct or reconstruct or to have erected, constructed or reconstructed any building or other structure in Claiborne County, and any person desiring to alter or have altered any existing building or other structure in Claiborne County shall first apply to the County Executive of Claiborne County for a building permit for such erection, construction, reconstruction or alteration.

The application shall be in a form to be prescribed by the County Executive and shall contain the following information:

- (1) Whether the proposed work is to be new construction or the alteration of an existing structure;
- (2) The location and address of the proposed construction or alteration;

(3) The identity of the owner or owners of the premises;

(4) The cost of the completed structure, in the case of new construction, or in the case of the alteration of an existing structure, the value of the structure before and after the alteration; and

(5) Such other information as the County Executive shall prescribe.

The following fees shall apply for building permits:

(1) For mobile homes or for the remodeling of any structure.....\$25.00

(2) For other residences or double wide modular homes containing up to 1,500 square feet of living area, including carports or garages.....50.00

(3) For other residences or double wide modular homes containing more than 1,500 square feet of living area, including carports or garages.....100.00

(4) For commercial or industrial structures containing up to 5,000 square feet.....100.00

(5) For commercial or industrial structures containing more than 5,000 square feet.....200.00

(6) For detached outbuildings containing up to 300 square feet...10.00

The County Executive shall keep a permanent and accurate accounting of all permit fees with the names of all persons upon whose account the same was paid, along with the date and the amount thereof. The fees shall be deposited with the County Trustee on a daily basis, to be deposited in the general fund.

Upon proper application, duly made and filed, and payment of the proper fee, the County Executive shall then issue a building permit, file a copy in the County Executive's office and cause a copy of be filed in the office of the County Assessor of Property so that the fact of such erection, construction, or alteration shall be noted for property tax records and an assessment of such improvements or construction can be made in accordance with the provisions of general law.

No permit shall be issued until the fees prescribed herein have been paid, nor shall an amendment to a permit be approved until the additional fee, if any, due to an increase in the estimated cost of the building or structure has been paid.

If no permit has been obtained before the erection or alteration of any building or structure, the County Executive is authorized to charge a fee at a rate twice the designated fee for that structure or building.

SECTION 2. Chapter 74 of the Private Acts of 1967 is further amended by deleting Section 2 in its entirety.

SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 4. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of Claiborne County. Its approval or nonapproval shall be proclaimed by the presiding officer of the county legislative body and certified to the secretary of state.

SECTION 5. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 4.